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ATTILIO GIUSTI LEOMBRUNI S.p.A.

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
WESTERN DIVISION**

ATTILIO GIUSTI LEOMBRUNI S.p.A.,
an Italian Società per Azioni,

Plaintiff,

vs.

Lsil & Co., Inc., a New York corporation;
and Lori Silverman, an individual,

Defendants.

CASE No.: **2:15-cv-2128**

**COMPLAINT FOR DECLARATORY
JUDGMENT AND DAMAGES**

- (1) Declaratory Judgment of Non-Infringement**
- (2) Tortious Interference of Contractual Relationship**
- (3) Unfair Competition under California Business and Professions Code § 17200, et seq.**
- (4) Common Law Unfair Competition**

DEMAND FOR JURY TRIAL

1 Plaintiff Attilio Guisti Leombruni S.p.A. (“AGL”), by its undersigned counsel,
2 hereby brings the following complaint for declaratory judgment and damages against Lsil
3 & Co., Inc. (“Lsil”) and Lori Silverman (“Silverman”) (collectively “Defendants”) and
4 avers as follows:

5 **NATURE OF THIS ACTION**

6 1. This is an action for declaratory judgment of non-infringement of
7 Defendants’ trademarks, including U.S. Trademark Registration No. 4,362,523, and for
8 damages sustained by AGL resulting from Defendants’ tortious interference of AGL’s
9 contractual relationship with its clients.

10 **THE PARTIES**

11 2. AGL is an Italian Società per Azioni located at Via Bettino Craxi 1, 63812
12 Montegranaro (FM), Italy.

13 3. On information and belief, defendant Lsil is a New York corporation located
14 at 2 Greene Lane, White Plains, New York 10605.

15 4. On information and belief, defendant Silverman is an individual residing in
16 the state of New York. On information and belief, defendant Silverman is the founder
17 and president of Lsil & Co., Inc.

18 **JURISDICTION AND VENUE**

19 5. This action arises under the Lanham Act of 1946. This Court has subject
20 matter jurisdiction over the action pursuant to 28 U.S.C. §§ 1331 and 1367(a) based on an
21 actual controversy between AGL and Defendants for claims under the Lanham Act of
22 1946, 15 U.S.C. §§ 1051, *et seq.* AGL is seeking declaratory relief of non-infringement
23 pursuant to the Declaratory Judgment Act, 28 U.S.C. §§ 2201 and 2202.

24 6. This Court has subject matter jurisdiction over the claims set forth in this
25 Complaint pursuant to 28 U.S.C. §§ 1331, 1367(a), and 15 U.S.C. § 1121.

26 7. Venue in this Court is proper pursuant to 28 U.S.C. § 1391(b)-(c).

27 8. The Court has personal jurisdiction over Lsil because, on information and
28 belief, Lsil’s website at www.lsilandco.com regularly and systematically conducts

1 business in this judicial district by offering its product showroom through ShopTheFloor
 2 located at www.shopthefloor.com, which is operated by Lsil's representative
 3 ShopTheFloor (also known as MagicOnline). ShopTheFloor's corporate office is located
 4 in this judicial district at 2501 Colorado Avenue, Suite 280, Santa Monica, California
 5 90404.

6 9. The Court has personal jurisdiction over Silverman because, on information
 7 and belief, Silverman, as the president of Lsil, regularly and systematically directs and
 8 manages Lsil's business activities in this judicial district through Lsil's representative
 9 ShopTheFloor (also known as MagicOnline) located at 2501 Colorado Avenue, Suite
 10 280, Santa Monica, California 90404.

11 **FACTUAL BACKGROUND**

12 10. AGL is a well-established footwear company with over 50 years of history
 13 in creating footwear. Softness and the attention for a comfortable fit are the priorities for
 14 every AGL footwear creation over the last 50 years.

15 11. On information and belief, Silverman founded Lsil in 2012, which engages
 16 in the business of footwear design. Lsil's footwear "make use of the most popular,
 17 timeless patterns that have been fashionable for decades such as paisley, glen plaid,
 18 zebra, polka dot, checkers and camouflage."

19 **LSIL'S UNLAWFUL CONDUCT BY THREATENING AGL'S CLIENTS**

20 12. On or about March 11, 2015, Defendants, through their counsel Maxim H.
 21 Waldbaum of Eaton & Van Winkle LLP, sent a demand letter to AGL ("AGL Demand
 22 Letter," Exhibit A) alleging that AGL's Double Sole Oxford (offered for sale through
 23 Nordstrom) and Lace Up Oxford Flats (offered for sale through Bloomingdale's/Macy's)
 24 (collectively "Accused Products") infringe Defendant's allegedly protected "CAMO"
 25 design sole. Defendants claimed that Silverman developed a complete line of protected
 26 shoe sole designs and "[n]o one but Ms. Silverman has any rights to these concepts,
 27 designs and structures."
 28

1 13. Defendants set out in the AGL Demand Letter a list of Defendants' U.S.
2 trademarks, U.S. design patents, pending U.S. design patent applications, and European
3 design patents. Upon information and belief, Defendants asserted that AGL allegedly
4 infringed U.S. patent applications and European design patents in the United States
5 knowing that neither the U.S. patent applications nor the European patents constitute
6 enforceable patent rights in the United States.

7 14. Lsil's assertions in the AGL Demand Letter were vague and ambiguous and
8 failed to identify any specific U.S. trademark registration or U.S. design patent that
9 provides any bases for its assertion that AGL has allegedly infringed such trademark or
10 patent.

11 15. Defendants demanded AGL and its clients, including Nordstrom and
12 Bloomingdale's, immediately discontinue selling the Accused Products. Defendants
13 further threatened to move for an injunction in the Federal Court against AGL and its
14 clients.

15 16. In addition to the AGL Demand Letter, Defendants also sent a demand letter
16 dated March 11, 2015 to Bloomingdale's ("Bloomingdale Demand Letter," Exhibit B)
17 demanding Bloomingdale's discontinue selling AGL's Lace Up Oxford Flats.
18 Defendants alleged that AGL's Lace Up Oxford Flats "use s the concept, designs,
19 structure and exclusivity of Ms. Silverman" and "Ms. Silverman has vigorously marketed
20 her product in the United States ... so that her designs are distinctive to her." Defendants
21 reiterated in the Bloomindale Demand Letter that the rights Defendants were asserting
22 against AGL and Bloomingdale's in the United States are "all filings" including the U.S.
23 design patent applications and the European patents. Defendants asserted in the
24 Bloomingdale Demand Letter that "all filings" include U.S. Trademark Registration No.
25 4,362,523. Defendants demanded in the Bloomingdale Demand Letter that "unless your
26 continued selling of this shoe design in all your markets in catalogs and on the websites is
27 stopped immediately, an action will be brought in Court in the next 10 days."
28

17. Defendant sent a similar demand letter dated March 11, 2015 to Nordstrom (“Nordstrom Demand Letter,” Exhibit C) demanding Nordstrom discontinue selling AGL’s Double Sole Oxford. Defendants specifically identified U.S. Trademark Registration No. 4,362,523 as being infringed.

18. After receiving the Nordstrom Demand Letter, Nordstrom informed AGL that Nordstrom, in response to the Nordstrom Demand Letter, decided to unpublish AGL’s Double Sole Oxford from its website at Nordstrom.com.

**THE USPTO FOUND THAT THE CAMOUFLAGE DESIGN DOES NOT
FUNCTION AS A TRADEMARK TO INDICATE THE SOURCE OF
DEFENDANTS’ GOODS**

19. On information and belief, U.S. Trademark Registration No. 4,362,523 was registered on July 2, 2013 on the Supplemental Register, which consists of a camouflage design on the outside of a high heeled shoe (“Camouflage Design”).

20. On information and belief, Defendants initially filed the trademark application for the Camouflage Design seeking registration on the Principal Register. The United States Patent and Trademark Office (“USPTO”), however, issued a final refusal to Defendants’ application because the proposed Camouflage Design “is merely a decorative or ornamental feature of the goods” and “it does not function as a trademark to identify and distinguish applicant’s goods from those of others and to indicate the source of applicant’s goods.”

21. After the USPTO’s final refusal, Defendant amended to register the Camouflage Design on the Supplemental Register.

COUNT ONE

(Declaratory Judgment of Non-Infringement of The Camouflage Design)

22. AGL repeats and re-alleges each and every allegation contained in paragraphs 1-21 of this Complaint as if fully set forth herein.

23. An actual and justiciable case or controversy exists between AGL and Defendants regarding the alleged infringement of the Camouflage Design by the Accused Products.

24. The Accused Products do not infringe the Camouflage Design because the Camouflage Design is merely decorative or ornamental and does not function as a trademark to identify and distinguish Defendants' goods from those of others (including the Accused Products) and to indicate the source of Defendants' goods.

25. The Accused Products do not infringe the Camouflage Design because Defendants falsely claim protectable trademark right to the Camouflage Design.

26. AGL is entitled to a judgment declaring that the Accused Products do not, and will not infringe the Camouflage Design; and because the Camouflage Design does not function as a trademark, U.S. Trademark Registration No. 4,362,523 should be cancelled pursuant to 15 U.S.C. § 1119.

COUNT TWO

(Tortious Interference of Contractual Relationship)

27. AGL repeats and re-alleges each and every allegation contained in paragraphs 1-26 of this Complaint as if fully set forth herein.

28. Defendants knew the existence of a contractual/beneficial relationship between AGL and its clients, including Nordstrom and Bloomingdale's/Macy's.

29. Defendants intend to induce AGL's clients to breach their contractual/beneficial relationship with AGL by falsely claiming infringement by the Accused Products, inducing AGL's clients to discontinue selling AGL's products, as evidenced by the Nordstrom Demand Letter and Bloomingdale Demand Letter. Indeed, Nordstrom has discontinued selling the Accused Products in response to the Nordstrom Demand Letter.

30. As a result of Defendants' statements to AGL's clients, AGL suffered and is suffering damages including harm to its reputation, loss of sales and related expenses in an amount to be determined at trial.

1 31. Because Defendants' statements were willful, fraudulent, and malicious,
2 AGL is entitled to punitive damages in an amount to be determined at trial.

3 32. Defendants' conduct has injured AGL and, unless enjoined, will continue to
4 cause great, immediate, and irreparable injury to AGL.

5 33. AGL is therefore entitled to injunctive relief prohibiting Defendants from
6 claiming the Camouflage Design as trademark and making statements that are fraudulent,
7 malicious, misleading, or deceptive to any of AGL's clients.

8 **COUNT THREE**

9 **(Unfair Competition Under California Business and**
10 **Professions Code § 17200, et seq.)**

11 34. AGL repeats and re-alleges each and every allegation contained in
12 paragraphs 1-28 of this Complaint as if fully set forth herein.

13 35. Defendants knew the Camouflage Design does not function as a trademark
14 and has been finally rejected by the USPTO for registration on the Principle Register, yet
15 Defendants have knowingly and intentionally claimed protectable trademark rights to the
16 Camouflage Design to hamper competition.

17 36. The aforesaid acts by Defendants are unlawful and are likely to cause injury
18 to AGL's reputation and result in Defendants unfairly competing with AGL in violation
19 of California Business and Professions Code §§ 17200, et seq. (California's Unfair
20 Competition Law, the "UCL")

21 37. Defendants' conduct has injured AGL and, unless enjoined, will continue to
22 cause great, immediate, and irreparable injury to AGL.

23 38. AGL is therefore entitled to injunctive relief and an order for restitutionary
24 disgorgement of all of Defendant's ill-gotten gains pursuant to California Business and
25 Professions Code § 17203.

COUNT FOUR

(Common Law Unfair Competition)

39. AGL repeats and re-alleges each and every allegation contained in paragraphs 1-38 of this Complaint as if fully set forth herein.

40. The aforesaid acts by Defendants are unlawful and likely to cause injury to AGL's reputation and constitute unfair competition under the common law of the State of California.

41. Defendants' acts have caused damage to AGL's goodwill and reputation and has caused pecuniary damage to AGL in an amount to be proven at trial

42. The aforesaid acts were done in an intentional, malicious, and oppressive manner. Accordingly, AGL is entitled to punitive damages in an amount to be determined at trial.

PRAYER FOR RELIEF

WHEREFORE, AGL prays for judgment as follows:

A. That judgment be entered in favor of AGL.

B. Declaring that the Accused Products do not infringe and will not infringe Defendants' Camouflage Design (U.S. Trademark Registration No. 4,362,523).

C. Declaring that the Camouflage Design cannot function as trademark and its U.S. Trademark Registration No. 4,362,523 be cancelled pursuant to 15 U.S.C. § 1119.

D. Immediately and permanently enjoining Defendants, their officers, directors, agents, servants, employees, representatives, attorneys, related companies, successors, assigns, and all others in active concert or participation with them from claiming the Camouflage Design as trademark and making statements that are fraudulent, malicious, misleading, or deceptive to any of AGL's clients.

E. Immediately and permanently enjoining Defendants, their officers, directors, agents, servants, employees, representatives, attorneys, related companies, successors, assigns, and all others in active concert or participation with them from contacting AGL's clients, and ordering Defendants to retract all prior demands that AGL's clients.

1 F. Awarding AGL damages adequate to compensate for lost profits and
2 reputation damage caused by Defendants' tortious interference with
3 contractual/beneficial relationship and unfair competition.

4 G. Awarding AGL costs and attorneys' fees;

5 H. Awarding AGL pre-judgment and post-judgment interest on any monetary
6 awards;

7 I. Awarding AGL punitive damages; and

8 J. Granting AGL any other and further relief as the Court deems just and
9 proper.

10
11
12 DATED: March 23, 2015

GREENBERG TRAURIG, LLP

Jeffrey K. Joyner

Jeffrey F. Yee

13
14
15 By: /s/ Jeffrey F. Yee

Jeffrey F. Yee

16 Attorneys for Plaintiff

17 ATTILIO GIUSTI LEOMBRUNI S.p.A.
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DEMAND FOR JURY TRIAL

Pursuant to Rule 38(b), Fed. R. Civ. P., Plaintiff ATTILIO GIUSTI LEOMBRUNI S.p.A. demands a trial by jury of any issue triable by a jury.

DATED: March 23, 2015

GREENBERG TRAURIG, LLP

Jeffrey K. Joyner

Jeffrey F. Yee

By: /s/ Jeffrey F. Yee

Jeffrey F. Yee

Attorneys for Plaintiff

ATTILIO GIUSTI LEOMBRUNI S.p.A.

EXHIBIT A

EATON & VAN WINKLE LLP

3 PARK AVENUE
NEW YORK, NEW YORK 10016

Maxim H. Waldbaum
Partner

Direct Dial: +1.212.561.3610
Email: mwaldbaum@evw.com

March 11, 2015

VIA E-MAIL AND MAIL

Attilio Giusti Leombruni (AGL)
768 5th Avenue
Terrace Suite, Floor P1
New York, NY
Shoe Representative – McKay.AGL@gmail.com
213-327-4529

President AGL c/o New York Headquarters

Re: AGL Double Sole Oxford (Women) Nordstrom Item # 854175 (CAMO);
Bloomingdale's Item ID 1212533, Category ID 19852 "Bloomingdale's
Exclusive"

Dear Sir/Madam:

I am writing you as trial counsel for designer Lori Silverman and her company Lsil & Co., Inc. To our knowledge you have decided, for the first time, to sell shoes in the United States with our CAMO design soles (**Exhibit 1**), which you know, or should have been fully aware from the Nordstrom selling agent, is a design exclusively developed by Ms. Silverman. You are selling to Nordstrom, Bloomingdale's and online entrepreneurs indiscriminately. Your selling agent for Nordstrom was shown the complete line of design soles with polyurethane coverings in the last year (at least by last June 2014) by Ms. Silverman as well as the full array of such protected sole designs as set forth in the extensive design patent and trademark applications protecting her rights (**Exhibit 2**). No one but Ms. Silverman has any rights to these concepts, designs and structures. This is known to many of the most famous Italian designers today.

Ms. Silverman has been working with Italian designers for the past years and has had her designs presented to all the major department store selling agents in the United States and the shoe representatives in Italy, including your representative last year. She has worked on these as her most important products for the last 3 ½ years and we view your activity as design theft. We are also forwarding this letter with separate correspondence to Nordstrom and Bloomingdale's demanding that they remove this camo soled shoe from their selling catalogs and websites immediately.

Attilio Giusti Leombruni (AGL)

March 11, 2015

Page 2

If you do not take action in the next 10 days, we will move for an injunction in the Federal Court against your company, Nordstrom, Bloomingdale's and other online sellers. Your immediate attention to this matter will be greatly appreciated. Please feel free to call me when you are prepared.

Sincerely yours,

A handwritten signature in black ink, appearing to read "Maxim H. Waldbaum".

Maxim H. Waldbaum, Esq.

MHW: rt

Encls.

cc: Nordstrom
Bloomingdale's

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Attilio Giusti Leombruni

Double Sole Oxford (Women)

\$370.00 *Free Shipping* Item #854175

Size:

True to size.

5US / 35EU

6.5US / 36.5EU

7US / 37EU

7.5US / 37.5EU

8US / 38EU

8.5US / 38.5EU

9US / 39EU

9.5US / 39.5EU

10US / 40EU

10.5US / 40.5EU

[Size Chart](#)



What size fits best?
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Color:

Pearl



Quantity:

1

[Add To Wish List](#)

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Exhibit 1

OVER 1000 EXCLUSIVES, OVER 100 DESIGNERS, 1 STORE, 1

STORES & EVENTS

USD

MY ACCOUNT | WISH LIST | MY BROWN BAG (0)
related- good-the-supplemental-
products&utm_content=skullLLCQ8&utm_source=good-the-supplemental-
register.html%26ei%3D575VL6WD4yppgwTW IKIDQ%26u

PLUS, FREE RETURNS! encyclopedia%2Fwhat- INFO/EXCLUSIONS

Website good-the-supplemental-
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100% DESIGNERS WHAT'S NEW WOMEN SHOES HANDBAGS JEWELRY & ACCESSORIES BEAUTY MEN KIDS HOME GIFTS THE REGISTRY SALE

THIS ITEM IS ELIGIBLE TOWARD OUR LOYALIST POWER POINTS OFFER. INFO/INCLUSIONS

CUSTOMERS
ALSO VIEWED

Attilio Giusti Leombruni Lace Up Oxford Flats - Patent -

PRICE: \$375.00

♥♥♥♥♥ write a review

COLOR: Black

SIZE: select size

35.5	36	36.5	37	37.5	38
38.5	39	39.5	40		

SIZE GUIDE



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Tweet 0

ROLLOVER TO ZOOM VIEW FULLSCREEN



DETAILS

REVIEWS ♥♥♥♥♥

BONUS OFFERS

SHIPPING & RETURNS

Signature androgynous, boy-meets girl style influence this polished-up pair of oxford lace ups with a standout sole in the camo of the season. This pair is only available here and 100% AGL—and us.

- Patent leather upper, leather lining, rubber sole
- Made in Italy
- Round toe; lace up; signature camo sole
- Available in full and half sizes
- Web ID: 1212533

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QUANTITY:

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register.html%26ei%3D575VL6WD4yppgwTW IKIDQ%26u

Development encyclopedia%2Fwhat-
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Lawyers in Your Area

QUICK PEEK

Attilio Giusti

Leombruni Lace Up

Oxford Fl...

\$375.00

DCL
DeCristofaro LawJames J.
DeCristofaro
Esq.

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Contact Office
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The Law Offices
of Daniel A.
Singer PLLC

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Exhibit 2

US Trademarks (approved for Supplemental Register)	Trademarks Approved in the USA
Leopard	LSIL & CO.
Zebra	LOGO (OLD)- lapsed
Camo	LORI SILVERMAN
Paisley	NEW LOGO
Argyle	
Stripes	
Polka Dots	
Glen Plaid	
Rose	
Butterfly	
Checkers	

Exhibit 2

Design Patent in US	Client-Matter No.	
3-D Lace (Approved)	40914-00010	
2-D Rose (Approved)	40914-00011	
2-D Leopard (Approved)	40914-00012	
3-D All Pearls (Approved)	40914-00013	
3-D All Sequins (Approved)	40914-00014	
3-D All Square Crystals (Approved)	40914-00015	
3-D All Crystals (Approved)	40914-00016	
FILED DIVISIONALS: PENDING		
3-D Camouflage	40914-00069	
3-D Rose	40914-00070	
3-D Stripe Crystals	40914-00071	
3-D Diamond Crystals	40914-00072	
3-D Polka Dot Crystals	40914-00073	
3-D Zebra Crystals	40914-00074	
3-D Leopard Crystals	40914-00075	
2-D Zebra	40914-00076	
2-D Polka Dots	40914-00077	
2-D Stripes	40914-00078	
2-D Argyle	40914-00079	
2-D Glen Plaid	40914-00080	
2-D Paisley	40914-00081	
2-D Camo	40914-00082	
2-D Checkers	40914-00083	
3-D Triangle Crystals	40914-00084	
	NO 00085	
3-D Checkers	40914-00086	
3-D Argyle	40914-00087	
3-D Butterfly	40914-00088	
2-D Palm Tree		
2-D Butterfly		

Exhibit 2

Design Patents in EUROPEAN COMMUNITY (ALL APPROVED)	Certificates of Registration No.
3-D All Sequins	001356307-0001
3-D All Square Crystals	001356307-0002
3-D Triangle Crystals	001356307-0003
3-D All Crystals	001356307-0004
3-D Stripe Crystals	001356307-0005
3-D Diamond Crystals	001356307-0006
3-D Polka Dot Crystals	001356307-0007
3-D Zebra Crystals	001356307-0008
3-D Leopard Crystals	001356307-0009
2-D Rose	001356307-0010
2-D Butterfly	001356307-0011
2-D Palm Tree	001356307-0012
2-D Leopard	001356307-0013
2-D Zebra	001356307-0014
2-D Polka Dots	001356307-0015
2-D Stripes	001356307-0016
2-D Argyle	001356307-0017
2-D Glen Plaid	001356307-0018
2-D Paisley	001356307-0019
2-D Camo	001356307-0020
2-D Checkers	001356307-0021
2-D Lace	001356307-0022
3-D All Pearls	001356307-0023
3-D Lace	001356307-0024

These registrations are in force for a period of 5 years from December 22, 2012 to December 22, 2017 (can be renewed for four additional 5 year periods. (FIRST RENEWAL DUE DECEMBER 22, 2017))

EXHIBIT B

EATON & VAN WINKLE LLP
3 PARK AVENUE
NEW YORK, NEW YORK 10016

Maxim H. Waldbaum
Partner

Direct Dial: +1.212.561.3610
Email: mwaldbaum@evw.com

March 11, 2015

BY E-MAIL AND MAIL

Bloomingdale's
Tony Spring
President
Corporate 1000 Third Avenue
Headquarters New York, N.Y. 10022

Re: Bloomingdale's Attilio Giusti Leombruni (AGL) Lace Up Oxford with CAMO Sole

Dear Sir:

We are trial counsel for designer Lori Silverman and her company Lsil & Co., Inc. Our client has noted that AGL as a vendor, sold you a shoe which violates her designs/IP rights. A CAMO sole AGL lace up oxford shown in **Exhibit 1** hereto uses the concept, designs, structure and exclusivity of Ms. Silverman. Ms. Silverman has spent the last 3 1/2 years designing and protecting her rights (see all filings of design and trademark rights appended hereto as **Exhibit 2**, including Registered Trademark No. 4,362,523 on the Supplemental Register) (**Exhibit 3**). To support those rights, Ms. Silverman has vigorously marketed her product in the United States and with Italian shoe designers over this extended period of time so that her designs are distinctive to her. This letter, along with the letter to AGL, a copy of which is attached, is to give you notice that unless your continued selling of this shoe design in all your markets in catalogs and on the websites is stopped immediately, an action will be brought in Court in the next 10 days. Please feel free to contact me if you have any comments or questions.

Sincerely yours,



Maxim H. Waldbaum, Esq.

MHW: rt
Encls.

cc: General Counsel

PRICE +

IN-STORE PICKUP +

POPULAR RELATED SEARCHES:

Burberry (/buy/burberry), Free People (/buy/free-people), Giuseppe Zanotti (/buy/giuseppe-zanotti), Hunter (/buy/hunter), Hunter boots (/buy/hunter-boots), Nike (/buy/nike), Rebecca Minkoff (/buy/rebecca-minkoff), Tory Burch (/buy/tory-burch), Tory Burch flats (/buy/tory-burch-flats), Tory Burch sandals (/buy/tory-burch-sandals), booties (/buy/booties), boots (/buy/boots), pumps (/buy/pumps), rain boots (/buy/rain-boots), sandals (/buy/sandals), shoes (/buy/shoes), sneakers (/buy/sneakers), snow boot boots (/buy/snow-boot-boots), womens boots (/buy/womens-boots), womens shoes (/buy/womens-shoes)

Exhibit 1

NEW ARRIVALS: SHOES

3 items in New Arrivals | AGL ATTILIO GIUSTI LEOMBRUNI

SORT BY:

100%



<http://www1.bloomingdales.com/shop/product/attilio-giusti-leombruni-lace-up-oxford-flats-patent-bloomingdales-exclusive?ID=1212533&CategoryID=19852&LinkType=#fn%3Dspp%3D1>

Attilio Giusti Leombruni Lace Up Oxford Flats - Patent - Bloomingdale's Exclusive (<http://www1.bloomingdales.com/shop/product/attilio-giusti-leombruni-lace-up-oxford-flats-patent-bloomingdales-exclusive?ID=1212533&CategoryID=19852&LinkType=#fn%3Dspp%3D1>)

\$375.00

Exhibit 2

US Trademarks (approved for Supplemental Register)	Trademarks Approved in the USA
Leopard	LSIL & CO.
Zebra	LOGO (OLD)- lapsed
Camo	LORI SILVERMAN
Paisley	NEW LOGO
Argyle	
Stripes	
Polka Dots	
Glen Plaid	
Rose	
Butterfly	
Checkers	

Exhibit 2

Design Patent in US	Client-Matter No.	
3-D Lace (Approved)	40914-00010	
2-D Rose (Approved)	40914-00011	
2-D Leopard (Approved)	40914-00012	
3-D All Pearls (Approved)	40914-00013	
3-D All Sequins (Approved)	40914-00014	
3-D All Square Crystals (Approved)	40914-00015	
3-D All Crystals (Approved)	40914-00016	
FILED DIVISIONALS: PENDING		
3-D Camouflage	40914-00069	
3-D Rose	40914-00070	
3-D Stripe Crystals	40914-00071	
3-D Diamond Crystals	40914-00072	
3-D Polka Dot Crystals	40914-00073	
3-D Zebra Crystals	40914-00074	
3-D Leopard Crystals	40914-00075	
2-D Zebra	40914-00076	
2-D Polka Dots	40914-00077	
2-D Stripes	40914-00078	
2-D Argyle	40914-00079	
2-D Glen Plaid	40914-00080	
2-D Paisley	40914-00081	
2-D Camo	40914-00082	
2-D Checkers	40914-00083	
3-D Triangle Crystals	40914-00084	
	NO 00085	
3-D Checkers	40914-00086	
3-D Argyle	40914-00087	
3-D Butterfly	40914-00088	
2-D Palm Tree		
2-D Butterfly		

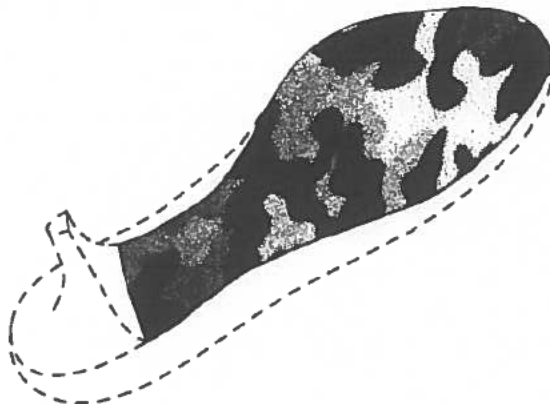
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2-D Butterfly	001356307-0011
2-D Palm Tree	001356307-0012
2-D Leopard	001356307-0013
2-D Zebra	001356307-0014
2-D Polka Dots	001356307-0015
2-D Stripes	001356307-0016
2-D Argyle	001356307-0017
2-D Glen Plaid	001356307-0018
2-D Paisley	001356307-0019
2-D Camo	001356307-0020
2-D Checkers	001356307-0021
2-D Lace	001356307-0022
3-D All Pearls	001356307-0023
3-D Lace	001356307-0024

These registrations are in force for a period of 5 years from December 22, 2012 to December 22, 2017 (can be renewed for four additional 5 year periods. (FIRST RENEWAL DUE DECEMBER 22, 2017)

United States of America

United States Patent and Trademark Office



Reg. No. 4,362,523

Registered July 2, 2013

Int. Cl.: 25

TRADEMARK

SUPPLEMENTAL REGISTER

LSIL & CO., INC. (NEW YORK CORPORATION)
2 GREENE LANE
WHITE PLAINS, NY 10605

FOR: SHOES, IN CLASS 25 (U.S. CLS. 22 AND 39).

FIRST USE 5-5-2013; IN COMMERCE 5-5-2013.

THE MARK CONSISTS OF A CAMOUFLAGE DESIGN ON THE OUTSOLE OF A HIGH HEeled SHOE. THE DESIGN WHICH COMPRISES THE MARK IS SHOWN WITHIN SOLID LINES IN THE DRAWING. THE MATTER SHOWN IN BROKEN LINES IN THE DRAWING IS NOT PART OF THE MARK. THE BROKEN LINES MERELY SHOW THE POSITION OF THE MARK ON THE SHOE.

SER. NO. 85-528,926, FILED P.R. 1-30-2012; AM. S.R. 5-9-2013.

ELLEN B. AWRICH, EXAMINING ATTORNEY



Exhibit 3

Lisa Staretz
Acting Director of the United States Patent and Trademark Office

**REQUIREMENTS TO MAINTAIN YOUR FEDERAL
TRADEMARK REGISTRATION**

**WARNING: YOUR REGISTRATION WILL BE CANCELLED IF YOU DO NOT FILE THE
DOCUMENTS BELOW DURING THE SPECIFIED TIME PERIODS.**

Requirements in the First Ten Years*

What and When to File:

- **First Filing Deadline:** You must file a Declaration of Use (or Excusable Nonuse) between the 5th and 6th years after the registration date. See 15 U.S.C. §§1058, 1141k. If the declaration is accepted, the registration will continue in force for the remainder of the ten-year period, calculated from the registration date, unless cancelled by an order of the Commissioner for Trademarks or a federal court.
- **Second Filing Deadline:** You must file a Declaration of Use (or Excusable Nonuse) and an Application for Renewal between the 9th and 10th years after the registration date.* See 15 U.S.C. §1059.

Requirements in Successive Ten-Year Periods*

What and When to File:

- You must file a Declaration of Use (or Excusable Nonuse) and an Application for Renewal between every 9th and 10th-year period, calculated from the registration date.*

Grace Period Filings*

The above documents will be accepted as timely if filed within six months after the deadlines listed above with the payment of an additional fee.

The United States Patent and Trademark Office (USPTO) will NOT send you any future notice or reminder of these filing requirements.

***ATTENTION MADRID PROTOCOL REGISTRANTS:** The holder of an international registration with an extension of protection to the United States under the Madrid Protocol must timely file the Declarations of Use (or Excusable Nonuse) referenced above directly with the USPTO. The time periods for filing are based on the U.S. registration date (not the international registration date). The deadlines and grace periods for the Declarations of Use (or Excusable Nonuse) are identical to those for nationally issued registrations. See 15 U.S.C. §§1058, 1141k. However, owners of international registrations do not file renewal applications at the USPTO. Instead, the holder must file a renewal of the underlying international registration at the International Bureau of the World Intellectual Property Organization, under Article 7 of the Madrid Protocol, before the expiration of each ten-year term of protection, calculated from the date of the international registration. See 15 U.S.C. §1141j. For more information and renewal forms for the international registration, see <http://www.wipo.int/madrid/en/>.

NOTE: Fees and requirements for maintaining registrations are subject to change. Please check the USPTO website for further information. With the exception of renewal applications for registered extensions of protection, you can file the registration maintenance documents referenced above online at <http://www.uspto.gov>.

WARNING FROM THE USPTO CONCERNING UNOFFICIAL TRADEMARK SOLICITATIONS

Please be aware that private companies not associated with the United States Patent and Trademark Office (USPTO) often use trademark application and registration information from the USPTO's databases to mail or e-mail trademark-related solicitations. These may include offers: (1) for legal services; (2) for trademark monitoring services; (3) to record trademarks with U.S. Customs and Border Protection; and (4) to "register" trademarks in a private registry.

These companies may use names that resemble the USPTO name, including, for example, one or more of the terms "United States," "U.S.," "Trademark," "Patent," "Registration," "Office," or "Agency." Increasingly, some companies attempt to make their solicitations mimic the look of official government documents rather than the look of a typical commercial or legal solicitation by emphasizing official government data like the USPTO application serial number, the registration number, the International Class(es), filing dates, and other information that is publicly available from USPTO records. Many refer to other government agencies and sections of the U.S. Code. Most require "fees" to be paid.

Some applicants and registrants have reported paying fees to these private companies, mistakenly thinking that they were paying required fees to the USPTO. So, be sure to read trademark-related communications carefully before making a decision about whether to respond. **All official correspondence will be from the "United States Patent and Trademark Office" in Alexandria, VA, and if by e-mail, specifically from the domain "@uspto.gov."**

If you receive a trademark-related solicitation that you believe is deceptive, you may file an on-line consumer complaint with the Federal Trade Commission ("FTC"), at www.FTC.gov. Although the FTC does not resolve individual consumer complaints, it may institute, as the nation's consumer protection agency, investigations and prosecutions based on widespread complaints about particular companies or business practices. In addition, the USPTO encourages recipients of deceptive trademark-related solicitations to contact their states' consumer protection authorities. Many, if not all, states have the authority to issue investigative subpoenas and file complaints against companies engaged in deceptive practices directed toward state residents.

For further information about, as well as several examples of, these non-USPTO solicitations, please visit the page on the www.USPTO.gov website entitled **"WARNING: Non-USPTO Solicitations That May Resemble Official USPTO Communications."**

EATON & VAN WINKLE LLP
3 PARK AVENUE
NEW YORK, NEW YORK 10016

Maxim H. Waldbaum
Partner

Direct Dial: +1.212.561.3610
Email: mwaldbaum@evw.com

March 11, 2015

VIA E-MAIL AND MAIL

Attilio Giusti Leombruni (AGL)
768 5th Avenue
Terrace Suite, Floor P1
New York, NY
Shoe Representative – McKay.AGL@gmail.com
213-327-4529

President AGL c/o New York Headquarters

Re: AGL Double Sole Oxford (Women) Nordstrom Item # 854175 (CAMO);
Bloomingdale's Item ID 1212533, Category ID 19852 "Bloomingdale's
Exclusive"

Dear Sir/Madam:

I am writing you as trial counsel for designer Lori Silverman and her company Lsil & Co., Inc. To our knowledge you have decided, for the first time, to sell shoes in the United States with our CAMO design soles (**Exhibit 1**), which you know, or should have been fully aware from the Nordstrom selling agent, is a design exclusively developed by Ms. Silverman. You are selling to Nordstrom, Bloomingdale's and online entrepreneurs indiscriminately. Your selling agent for Nordstrom was shown the complete line of design soles with polyurethane coverings in the last year (at least by last June 2014) by Ms. Silverman as well as the full array of such protected sole designs as set forth in the extensive design patent and trademark applications protecting her rights (**Exhibit 2**). No one but Ms. Silverman has any rights to these concepts, designs and structures. This is known to many of the most famous Italian designers today.

Ms. Silverman has been working with Italian designers for the past years and has had her designs presented to all the major department store selling agents in the United States and the shoe representatives in Italy, including your representative last year. She has worked on these as her most important products for the last 3 ½ years and we view your activity as design theft. We are also forwarding this letter with separate correspondence to Nordstrom and Bloomingdale's demanding that they remove this camo soled shoe from their selling catalogs and websites immediately.

Attilio Giusti Leombruni (AGL)

March 11, 2015

Page 2

If you do not take action in the next 10 days, we will move for an injunction in the Federal Court against your company, Nordstrom, Bloomingdale's and other online sellers. Your immediate attention to this matter will be greatly appreciated. Please feel free to call me when you are prepared.

Sincerely yours,

A handwritten signature in black ink, appearing to read "Maxim H. Waldbaum".

Maxim H. Waldbaum, Esq.

MHW: rt

Encls.

cc: Nordstrom
Bloomingdale's

EXHIBIT C

EATON & VAN WINKLE LLP
3 Park Avenue, New York, N.Y. 10016
(212) 779-9910

FACSIMILE COVER LETTER

FROM: Raluca Tureac

DATE: 03/11/2015 10:53:11 AM -0400

TOTAL NUMBER OF PAGES: 13 (Including Cover Sheet)

TO THE FOLLOWING:

NAME	FIRM/COMPANY	FAX NO.	TIME SENT
Erik Nordstrom		2066281795	

Client No. _____

RETURN FACSIMILE NUMBER: (212) 779-9928
(212) 779-9931

THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE ADDRESSEE AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED AND CONFIDENTIAL. IF YOU ARE NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE. THANK YOU.

COMMENT/MESSAGE:

Please confirm safe receipt of the fax and attachments.

Thank you.

PLEASE CALL: AT (212) 779-9910, IF THE FACSIMILE YOU RECEIVE IS INCOMPLETE OR ILLEGIBLE.

EATON & VAN WINKLE LLP
3 PARK AVENUE
NEW YORK, NEW YORK 10016

Maxim H. Waldbaum
Partner

Direct Dial: +1.212.561.3610
Email: mwaldbaum@evw.com

March 11, 2015

BY FAX AND MAIL

Nordstrom
Erik B. Nordstrom
COO
1617 Sixth Avenue
Seattle, WA 98101

Re: Nordstrom AGL Double Soled Oxford Item 854175

Dear Sir:

We are trial counsel for Lori Silverman and Lsil & Co., Inc., owner of the original and exclusive designs for polyurethane camo soles for shoes and many other integrated sole and shoe designs. We are including for your information a letter sent to your shoe supplier Attilio Giusti Leombruni (AGL) who has presented to you their double sole oxford with such CAMO design (**Exhibit 1** hereto). We are also including the exclusive work of Lori Silverman of many multiple polyurethane sole designs, including the CAMO sole (see **Exhibit 2**). As your selling agent has known for a long time, these designs were shown to him and were shown as exclusive to Ms. Silverman. She and her company have spent the last 3 1/2 years designing these products which remain unique to them. See the list of rights claimed to be protected IP by Ms. Silverman. Your vendor and its selling agent, AGL, were willfully and fully aware of this fact when they sold you their item 854175.

Ms. Silverman has protected these designs with applications of design rights, a U.S. registered trademark for the CAMO sole on the Supplemental Register with exclusive and distinctive development of her rights over the last 3 1/2 years. They are detailed in **Exhibit 3** hereto.

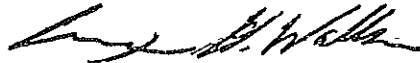
Ms. Silverman's work and design/IP rights have been stolen by AGL and now given to you. We have demanded AGL, and now you, to remove such CAMO soled shoes from your marketing catalogs and websites. This still leaves you with over 40 AGL designs without CAMO sole designs. Interestingly, on your website every one of your AGL designs (over 40) show the

Nordstrom
March 11, 2015
Page 2

bottom of the shoe EXCEPT this CAMO design. We do not think this was a mistake but an intentional act to hide the bottom of the shoe from consumers and third parties.

In any event, you have one week to comply with our demand to remove the selling of such shoe from your various opportunities. Otherwise you will be joined with AGL in a federal lawsuit to be filed in 10 days.

Sincerely yours,



Maxim H. Waldbaum, Esq.

MHW: rt
Encls.

cc: General Counsel

Give just what they want. [Shop Gift Cards.](#)[Sign In](#) | [Your Account](#) | [Recommendations](#) | [Stores & Events](#) | [Wish List](#)[Shopping Bag \[0\]](#)[Checkout](#)**NORDSTROM**Want a Personal Stylist? It's fast, fun, free...and zero pressure. [Get started.](#)**FREE SHIPPING. FREE RETURNS.**
All the time. [See details.](#)[Women](#) [Men](#) [Shoes](#) [Handbags](#) [Accessories](#) [Beauty](#) [Designers](#) [Trend](#) [Kids](#) [Specialty](#) [Sale](#) [POP-IN](#)[Home](#) / [Women](#) / [Shoes](#) / [Flats](#)

Attilio Giusti Leombruni

Double Sole Oxford (Women)\$370.00 *Free Shipping* Item #854175

Size:

True to size.

5US / 35EU

6.5US / 36.5EU

7US / 37EU

7.5US / 37.5EU

8US / 38EU

8.5US / 38.5EU

9US / 39EU

9.5US / 39.5EU

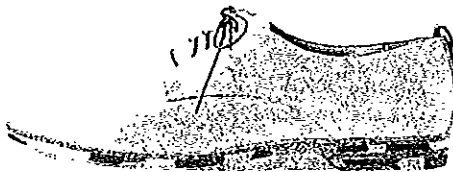
10US / 40EU

10.5US / 40.5EU

[Size Chart](#)**What size fits best?**
Get a size recommendation.

Color:

Pearl



CLICK ABOVE TO ZOOM

★★★★★ [Write a Review](#)[Share](#)[+ More](#)

Quantity:

1

[Add To Wish List](#)[Add To Shopping Bag](#)

Have Questions? Live Chat or call 1.888.282.6060.

Can't get the color or size you want? [Join the waitlist.](#)

Unavailable at stores near you.

Your selection isn't available in stores near you. Try a new location:

Show stores within of [Check Stores](#)

Exhibit 1

Give just what they want. Shop Gift Cards.

Sign In | Your Account | Recommendations | Stores & Events | Wish List

Shopping Bag [0]

Checkout

NORDSTROM

Let's get personal. See items selected especially for you. [Shop recommendations.](#)

FREE SHIPPING. FREE RETURNS.
All the time. [See details.](#)

Women Men Shoes Handbags Accessories Beauty Designers Trend Kids Specialty Sale POP-IN

*Narrow your search
by category*

All Results (479)

Women's Clothing (57)

- Dresses (2)
- Tops (8)
- Sweaters (1)
- Coats (6)
- Jackets (6)
- Pants (7)
- Jeans (1)
- Shorts (3)
- Skirts (2)
- Active, Yoga & Outdoor (4)
- Swimsuits & Cover-Ups (1)
- Jumpsuits (1)
- Sleep, Lounge & Robes (10)
- Bras, Panties & Lingerie (4)
- Hosiery, Leggings & Socks (6)
- Petite-Size Clothing (3)
- Plus-Size Clothing (2)
- Sale (3)

Sort by relevance

479 items

NARROW BY:

Color Price Brand Store Availability



Ménaji Skincare for Men
'Camo' Concealer
\$26.00

(5)



Ménaji Skincare for Men Anti
Shine High Definition Powder
Vision
\$35.00

(7)



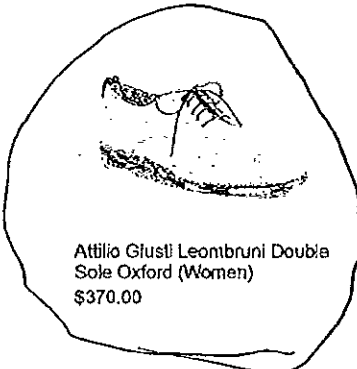
Movado 'Bold' Camouflage Dial
Leather Strap Watch, 42mm
\$395.00



Movado 'Bold' Camouflage Dial
Leather Strap Watch, 42mm
\$395.00

Women's Shoes (31)

- Athletic (1)
- Boaties (2)
- Boots (6)
- Comfort (7)
- Flats (6)
- Pumps (2)
- Sandals (3)
- Slippers (1)
- Sneakers (12)
- Wedges (1)
- Sale (4)



Attilio Giusti Leombruni Double
Sole Oxford (Women)
\$370.00



Safari Ltd. Camouflage
Binoculars
\$17.00



Cole Haan Packable
Waterproof Moto Jacket
\$198.00



Lancôme Concealer Brush #8
\$27.50

(6)

Women's
Accessories (27)

- Handbags (14)
- Watches (3)
- Sunglasses & Eyewear (7)
- Scarves & Wraps (1)
- Hats (1)
- Small Accessories (1)

Makeup (41)

Face (31)

480
887

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Paisley	NEW LOGO
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	NO 00085	
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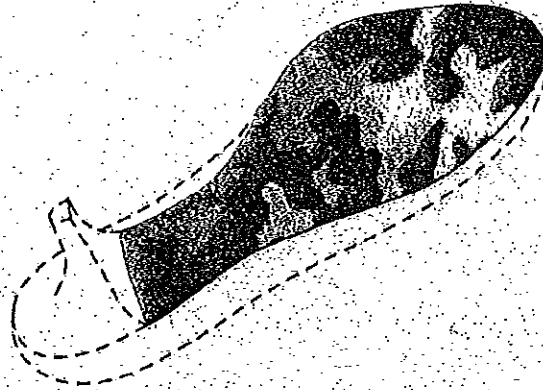
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United States of America

United States Patent and Trademark Office



Reg. No. 4,362,523

Registered July 2, 2013

Int. Cl.: 25

TRADEMARK

SUPPLEMENTAL REGISTER

LSIL & CO., INC. (NEW YORK CORPORATION)
2 GREENE LANE
WHITE PLAINS, NY 10605

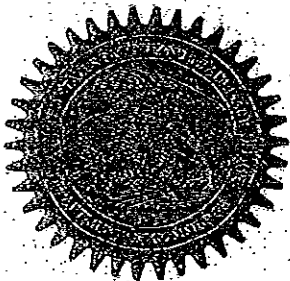
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SER. NO. 85-528,926, FILED P.R. 1-30-2012; AM. S.R. 5-9-2013.

ELLEN B. AWRICH, EXAMINING ATTORNEY



Lisa Stenetz
Acting Director of the United States Patent and Trademark Office

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TRADEMARK REGISTRATION****WARNING: YOUR REGISTRATION WILL BE CANCELLED IF YOU DO NOT FILE THE
DOCUMENTS BELOW DURING THE SPECIFIED TIME PERIODS.****Requirements in the First Ten Years*****What and When to File:**

- **First Filing Deadline:** You must file a Declaration of Use (or Excusable Nonuse) between the 5th and 6th years after the registration date. See 15 U.S.C. §§1058, 1141k. If the declaration is accepted, the registration will continue in force for the remainder of the ten-year period, calculated from the registration date, unless cancelled by an order of the Commissioner for Trademarks or a federal court.
- **Second Filing Deadline:** You must file a Declaration of Use (or Excusable Nonuse) and an Application for Renewal between the 9th and 10th years after the registration date.* See 15 U.S.C. §1059.

Requirements in Successive Ten-Year Periods***What and When to File:**

- You must file a Declaration of Use (or Excusable Nonuse) and an Application for Renewal between every 9th and 10th-year period, calculated from the registration date.*

Grace Period Filings*

The above documents will be accepted as timely if filed within six months after the deadlines listed above with the payment of an additional fee.

The United States Patent and Trademark Office (USPTO) will NOT send you any future notice or reminder of these filing requirements.

***ATTENTION MADRID PROTOCOL REGISTRANTS:** The holder of an international registration with an extension of protection to the United States under the Madrid Protocol must timely file the Declarations of Use (or Excusable Nonuse) referenced above directly with the USPTO. The time periods for filing are based on the U.S. registration date (not the international registration date). The deadlines and grace periods for the Declarations of Use (or Excusable Nonuse) are identical to those for nationally issued registrations. See 15 U.S.C. §§1058, 1141k. However, owners of international registrations do not file renewal applications at the USPTO. Instead, the holder must file a renewal of the underlying international registration at the International Bureau of the World Intellectual Property Organization, under Article 7 of the Madrid Protocol, before the expiration of each ten-year term of protection, calculated from the date of the international registration. See 15 U.S.C. §1141j. For more information and renewal forms for the international registration, see <http://www.wipo.int/madrid/en/>.

NOTE: Fees and requirements for maintaining registrations are subject to change. Please check the USPTO website for further information. With the exception of renewal applications for registered extensions of protection, you can file the registration maintenance documents referenced above online at <http://www.uspto.gov>.

WARNING FROM THE USPTO CONCERNING UNOFFICIAL TRADEMARK SOLICITATIONS

Please be aware that private companies not associated with the United States Patent and Trademark Office (USPTO) often use trademark application and registration information from the USPTO's databases to mail or e-mail trademark-related solicitations. These may include offers: (1) for legal services; (2) for trademark monitoring services; (3) to record trademarks with U.S. Customs and Border Protection; and (4) to "register" trademarks in a private registry.

These companies may use names that resemble the USPTO name, including, for example, one or more of the terms "United States," "U.S.," "Trademark," "Patent," "Registration," "Office," or "Agency." Increasingly, some companies attempt to make their solicitations mimic the look of official government documents rather than the look of a typical commercial or legal solicitation by emphasizing official government data like the USPTO application serial number, the registration number, the International Class(es), filing dates, and other information that is publicly available from USPTO records. Many refer to other government agencies and sections of the U.S. Code. Most require "fees" to be paid.

Some applicants and registrants have reported paying fees to these private companies, mistakenly thinking that they were paying required fees to the USPTO. So, be sure to read trademark-related communications carefully before making a decision about whether to respond. **All official correspondence will be from the "United States Patent and Trademark Office" in Alexandria, VA, and if by e-mail, specifically from the domain "@uspto.gov."**

If you receive a trademark-related solicitation that you believe is deceptive, you may file an online consumer complaint with the Federal Trade Commission ("FTC"), at www.ftc.gov. Although the FTC does not resolve individual consumer complaints, it may institute, as the nation's consumer protection agency, investigations and prosecutions based on widespread complaints about particular companies or business practices. In addition, the USPTO encourages recipients of deceptive trademark-related solicitations to contact their states' consumer protection authorities. Many, if not all, states have the authority to issue investigative subpoenas and file complaints against companies engaged in deceptive practices directed toward state residents.

For further information about, as well as several examples of, these non-USPTO solicitations, please visit the page on the www.USPTO.gov website entitled: **WARNING: Non-USPTO Solicitations That May Resemble Official USPTO Communications**.

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March 11, 2015

VIA E-MAIL AND MAIL

Attilio Giusti Leombruni (AGL)
768 5th Avenue
Terrace Suite, Floor P1
New York, NY
Shoe Representative – McKay.AGL@gmail.com
213-327-4529

President AGL c/o New York Headquarters

Re: AGL Double Sole Oxford (Women) Nordstrom Item # 854175 (CAMO);
Bloomingdale's Item ID 1212533, Category ID 19852 "Bloomingdale's
Exclusive"

Dear Sir/Madam:

I am writing you as trial counsel for designer Lori Silverman and her company Lsil & Co., Inc. To our knowledge you have decided, for the first time, to sell shoes in the United States with our CAMO design soles (**Exhibit 1**), which you know, or should have been fully aware from the Nordstrom selling agent, is a design exclusively developed by Ms. Silverman. You are selling to Nordstrom, Bloomingdale's and online entrepreneurs indiscriminately. Your selling agent for Nordstrom was shown the complete line of design soles with polyurethane coverings in the last year (at least by last June 2014) by Ms. Silverman as well as the full array of such protected sole designs as set forth in the extensive design patent and trademark applications protecting her rights (**Exhibit 2**). No one but Ms. Silverman has any rights to these concepts, designs and structures. This is known to many of the most famous Italian designers today.

Ms. Silverman has been working with Italian designers for the past years and has had her designs presented to all the major department store selling agents in the United States and the shoe representatives in Italy, including your representative last year. She has worked on these as her most important products for the last 3 ½ years and we view your activity as design theft. We are also forwarding this letter with separate correspondence to Nordstrom and Bloomingdale's demanding that they remove this camo soled shoe from their selling catalogs and websites immediately.

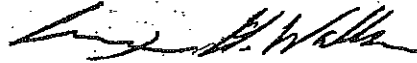
Attilio Giusti Leombruni (AGL)

March 11, 2015

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If you do not take action in the next 10 days, we will move for an injunction in the Federal Court against your company, Nordstrom, Bloomingdale's and other online sellers. Your immediate attention to this matter will be greatly appreciated. Please feel free to call me when you are prepared.

Sincerely yours,



Maxim H. Waldbaum, Esq.

MHW: rt

Encls.

cc: Nordstrom
Bloomingdale's